

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5**

IN THE MATTER OF:

**NuStar Terminals Operations Partnership L.P.
19003 IH-10 West
San Antonio, Texas 78257**

ATTENTION:

**Michael P. Dillinger
Senior Counsel**

Request to Provide Information Pursuant to the Clean Air Act

The U.S. Environmental Protection Agency is requiring NuStar Terminals Operations Partnership L.P. (NuStar or you) to submit certain information about the facility at 3350 and 3218 North Raceway Drive, Indianapolis, Indiana. Appendix A provides the instructions needed to answer this information request, including instructions for electronic submissions. Appendix B specifies the information that you must submit. You must send this information to us within thirty (30) calendar days after you receive this request.

We are issuing this information request under Section 114(a) of the Clean Air Act (the CAA), 42 U.S.C. § 7414(a). Section 114(a) authorizes the Administrator of EPA to require the submission of information. The Administrator has delegated this authority to the Director of the Air and Radiation Division, Region 5.

NuStar previously owned and/or operated an emission source at the Indianapolis, Indiana facility. We are requesting this information to determine whether your emission source is and has complied with the Indiana State Implementation Plan, the National Emission Standards for Hazardous Air Pollutants (NESHAP) for Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities, and the facility's Federally Enforceable State Operating Permit (FESOP).

NuStar must send all required information to:

Attn: Compliance Tracker, AE-17J
Air Enforcement and Compliance Assurance Branch
U.S. Environmental Protection Agency
Region 5
77 W. Jackson Boulevard
Chicago, Illinois 60604

NuStar must submit all required information under an authorized signature with the following certification:

I certify under penalty of law that I have examined and am familiar with the information in the enclosed documents, including all attachments. Based on my inquiry of those individuals with primary responsibility for obtaining the information, I certify that the statements and information are, to the best of my knowledge and belief, true and complete. I am aware that there are significant penalties for knowingly submitting false statements and information, including the possibility of fines or imprisonment pursuant to Section 113(c)(2) of the Clean Air Act and 18 U.S.C. §§ 1001 and 1341.

As explained more fully in Appendix C, you may assert a claim of business confidentiality under 40 C.F.R. Part 2, Subpart B for any part of the information you submit to us. Information subject to a business confidentiality claim is available to the public only to the extent, and by means of the procedures, set forth at 40 C.F.R. Part 2, Subpart B. If you do not assert a business confidentiality claim when you submit the information, EPA may make this information available to the public without further notice. You should be aware, moreover, that pursuant to Section 114(c) of the CAA and 40 C.F.R. § 2.301(a) and (f), emissions data, standards and limitations are not entitled to confidential treatment and shall be made available to the public notwithstanding any assertion of a business confidentiality claim. Appendix C provides additional information regarding the meaning and scope of the term "emissions data."

This information request is not subject to the Paperwork Reduction Act, 44 U.S.C. § 3501 *et seq.*, because it seeks collection of information from specific individuals or entities as part of an administrative action or investigation.


We may use any information submitted in response to this request in an administrative, civil or criminal action.

Failure to comply fully with this information request may subject NuStar to an enforcement action under Section 113 of the CAA, 42 U.S.C. § 7413.

You should direct any questions about this information request to Linda H. Rosen at (312) 886-6810.

Date

2/1/17



Edward Nam
Director
Air and Radiation Division

Appendix A

When providing the information requested in Appendix B, use the following instructions and definitions.

Instructions

1. Provide a separate narrative response to each question and subpart of a question set forth in Appendix B.
2. Precede each answer with the number of the question to which it corresponds and at the end of each answer, identify the person(s) who provided information used or considered in responding to that question, as well as each person consulted in the preparation of that response.
3. Indicate on each document produced, or in some other reasonable manner, the number of the question to which it corresponds.
4. When a response is provided in the form of a number, specify the units of measure of the number in a precise manner.
5. Where information or documents necessary for a response are neither in your possession nor available to you, indicate in your response why the information or documents are not available or in your possession, and identify any source that either possesses or is likely to possess the documents or information.
6. If information not known or not available to you as of the date of submission later becomes known or available to you, you must supplement your response. Moreover, should you find at any time after the submission of your response that any portion of the submitted information is false or incorrect, you must notify EPA as soon as possible.

Electronic Submissions

To aid in our electronic recordkeeping efforts, we request that you provide all documents responsive to this information request in an electronic format according to paragraphs 1 through 6, below. These submissions are in lieu of hard copy.

1. Provide all responsive documents in Portable Document Format (PDF) or similar format, unless otherwise requested in specific questions. If the PDFs are scanned images, perform at least Optical Character Recognition (OCR) for "image over text" to allow the document to be searchable. Submitters providing secured PDFs should also provide unsecured versions for EPA use in repurposing text.
2. When specific questions request data in electronic spreadsheet form, provide the data and corresponding information in editable Excel or Lotus format, and not in image format. If Excel or Lotus formats are not available, then the format should

allow for data to be used in calculations by a standard spreadsheet program such as Excel or Lotus.

3. Provide submission on physical media such as compact disk, flash drive or other similar item.
4. Provide a table of contents for each compact disk or flash drive containing electronic documents submitted in response to our request so that each document can be accurately identified in relation to your response to a specific question. *We recommend the use of electronic file folders organized by question number.* In addition, each compact disk or flash drive should be labeled appropriately (e.g., Company Name, Disk 1 of 4 for Information Request Response, Date of Response).
5. Documents claimed as confidential business information (CBI) must be submitted on separate disks/drives apart from the non-confidential information. This will facilitate appropriate records management and appropriate handling and protection of the CBI. Please follow the instructions in Appendix C for designating information as CBI.
6. Certify that the attached files have been scanned for viruses and indicate what program was used.

Definitions

All terms used in this information request have their ordinary meaning unless such terms are defined in the CAA, 42 U.S.C. §§ 7401 *et seq.*, Indiana state implementation plan provisions, or National Emission Standards for Hazardous Air Pollutants for Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities at 40 C.F.R. Part 63, Subpart BBBB.

1. The terms “document” and “documents” shall mean any object that records, stores, or presents information, and includes writings, memoranda, records, or information of any kind, formal or informal, whether wholly or partially handwritten or typed, whether in computer format, memory, or storage device, or in hardcopy, including any form or format of these. If in computer format or memory, each such document shall be provided in translation to a form useable and readable by EPA, with all necessary documentation and support. All documents in hard copy should also include attachments to or enclosures with any documents.
2. The terms “relate to” or “pertain to” (or any form thereof) shall mean constituting, reflecting, representing, supporting, contradicting, referring to, stating, describing, recording, noting, embodying, containing, mentioning, studying, analyzing, discussing, evaluating or relevant to.
3. The term “NuStar” shall mean NuStar Terminals Operations Partnership L.P. and all subsidiaries, parent companies, predecessors and related entities.

Appendix B

Information You Are Required to Submit to EPA

NuStar Terminals Operations Partnership L.P. (NuStar or you) must submit the following information pursuant to Section 114(a) of the CAA, 42 U.S.C. § 7414(a) within thirty (30) days of receipt of this request:

1. For the time period prior to September 1, 2015 while NuStar owned and/or operated the facility, provide a description of the facility processes and include a process flow diagram of the facility. Your description must describe, at a minimum: all air emissions units; all tanks (labelled gasoline, diesel, transmix, etc.); all loading racks; all vapor collection systems (including which tank and/or process vents tie into the system(s)); all air pollution control devices (indicate type); all major items of equipment at the facility; all monitoring devices; all continuous monitoring systems; and the direction of process flow and air emissions.
2. For the period from November 10, 2006 through August 31, 2015, provide the facility's gasoline throughput, in gallons per day. As explained in 40 C.F.R. §§ 63.11081(g) and 63.11100, the gasoline throughput shall be the maximum calculated design applicable for any day and not an average. An enforceable state or local permit limitation established prior to the applicable compliance date of 40 C.F.R. Part 63, Subpart BBBBBB may be used to limit your throughput. Provide and explain all your calculation and assumptions.
3. For the time period prior to September 1, 2015 while NuStar owned and/or operated the facility, provide the following information for each tank at the facility:
 - a. Tank ID;
 - b. Installation date;
 - c. Startup date;
 - d. Tank location;
 - e. Tank type (e.g., fixed roof cone, fixed roof dome, internal floating roof, external floating roof domed, external floating roof not domed, pressure tank, variable vapor space, etc.);
 - f. Tank diameter and height;
 - g. Capacity in gallons;
 - h. Filling method of tank;
 - i. Annual throughput of tank, in gallons per year;
 - j. Whether the tank is connected to a closed vent system to a control device, and if so, the type of control device;
 - k. Identification of all products stored in the tank since January 10, 2008, the dates and period(s) during which these products were stored, their maximum true vapor

- pressure, in psia and by what method or published reference the vapor pressure was determined;
- l. Whether the tank material is circulated or agitated and by what means;
 - m. Whether the tank is heated and to what temperature;
 - n. Whether the tank roof and/or tank shell is insulated;
 - o. Which regulations that apply to the tank (e.g., NSPS 40 C.F.R. Part 60 Subpart K, Ka and/or Kb; NSPS 40 C.F.R. Part 60; Subpart VV; 40 C.F.R Part 61, Subpart J, V and/or Y; 40 C.F.R. Part 63, Subparts R, CC, HHH, EEEE, and/or BBBBBB). Explain why each regulation does apply. If no regulation applies, explain why;
 - p. Method of compliance NuStar used for each tank under 40 C.F.R. Part 63, Subpart BBBBBB Table 1, as applicable (Option 1; Option 2a; Option 2(b); Option 2(c); Option 2(d); specify which method);
 - q. Number of roof landings; and
 - r. Date of each degassing and cleaning activity since January 10, 2011.
4. For the time period prior to September 1, 2015 while NuStar owned and/or operated the facility, provide, and for each tank at the facility which is equipped with either an internal or external floating roof, provide the following information by Tank ID:
- a. If the tank is an external floating roof, provide the following information:
 - i. Roof type (e.g., pontoon floating roof, double deck floating roof)
 - ii. Tank construction (e.g., welded, riveted);
 - iii. Description of primary rim seal (e.g., foam or liquid filled seal, vapor mounted, liquid mounted, mechanical shoe);
 - iv. Description of secondary rim seal (weather shield, rim mounted, none);
 - v. Description of each opening in the internal floating roof including whether it is equipped with a gasket or bolted and when it is closed and opened.
 - vi. Date any primary or secondary rim seals or other seals were installed if not part of the original design;
 - vii. Date of any modifications to the rim seals or seals and describe what modifications were made and why; and
 - viii. Description of how the tank complied with Table 1 of 40 C.F.R. Part 63, Subpart BBBBBB.
 - b. If the tank is an internal floating roof, provide the following information:
 - i. Roof type (e.g., double deck floating roof);
 - ii. Self-supported fixed roof (yes or no);
 - iii. Number of columns supporting the fixed roof and effective diameter;
 - iv. Description of deck construction (e.g., welded, riveted, bolted);
 - v. If bolted aluminum or sandwich panel deck, provide panel length and panel width;
 - vi. If skin and pontoon deck, provide panel width;
 - vii. Description of tank construction (e.g., welded, riveted);
 - viii. Low deck leg height;
 - ix. High deck leg height;

- x. Description of each guidepole including: date of installation, whether slotted or unslotted, whether gasketed or ungasketed, and whether there is a pole float, pole wiper and/or pole sleeve in place;
 - xi. Description of primary rim seal (e.g., foam or liquid-filled seal mounted in contact with the liquid; two seals mounted one above the other to form a continuous closure; mechanical shoe seal);
 - xii. Description of secondary rim seal, if applicable;
 - xiii. Description of each opening in the internal floating roof including whether it is equipped with a gasket or bolted and when it is closed and opened;
 - xiv. Dates any primary or secondary rim seals or other seals were installed, if not part of the original design;
 - xv. Dates of any modifications and/or replacements to the rim seal or seals and describe what modifications and/or replacements were made and why; and
 - xvi. Description of how the tank complied with Table 1 of 40 C.F.R. Part 63, Subpart BBBBBB.
5. Answer the following question for each tank at the facility with a capacity of 19,812.9 gallons or greater which stored gasoline at any time between January 10, 2008 and August 31, 2015:
- Is the gasoline throughput of the tank more than 480 gallons per day? Gallons per day should be calculated by summing the current day's throughput, plus the throughput for the previous 364 days, and then dividing the sum by 365.
- For any such tank which you claim a throughput of 480 gallons per day or less, provide the daily throughput, in gallons, for each tank for the past five years in an Excel spreadsheet. Provide and explain all calculations and assumptions.
6. For all tanks that have at any time stored gasoline between January 10, 2008 and August 31, 2015, provide a list of all tank inspections (e.g., rim seal inspections, floating roof inspections, preventative maintenance inspections, and inspections conducted pursuant to 40 C.F.R. § 63.11092(e)) conducted on the tanks since January 1, 2006 through August 31, 2015, and provide a list of the two most recent API 653 inspections conducted during the period from January 1, 2006 through August 31, 2015. For each tank inspection, provide:
- a. Tank I.D.;
 - b. Date of inspection;
 - c. Type of inspection;
 - d. Reason for inspection;
 - e. Protocol or guidance followed for the inspection, if applicable;
 - f. Major findings from inspection;
 - g. All repairs and activities recommended to be performed as a result of the inspection (whether or not such repairs and activities were actually performed);
 - h. A description of any repairs and activities recommended to be performed that were not performed; and
 - i. A description of all follow up repairs and activities conducted due to the inspection.

7. For all tank inspections listed in response to question 6, above, except the API 653 inspections, provide copies of the reports of the inspections conducted since January 1, 2012 through August 31, 2015 and copies of all guidance documents and inspection procedures followed for those inspections. For the API inspections listed in response to item 6, above, provide copies of the inspection reports and copies of all guidance documents and procedures followed for those inspections.
8. For each tank inspection listed in response to question 6, above, provide the following information regarding all follow up repairs and activities conducted at the tanks due to the inspections:
 - a. Specify the date the activity was authorized;
 - b. Provide an identifying number;
 - c. Identify or briefly describe the approved activity (including the purpose or reasons for the activity); and
 - d. Provide the date the activity began and ended.
9. For all tanks that have stored gasoline between January 10, 2008 and August 31, 2015, provide a list of all repairs, corrective actions, and maintenance activities that have been conducted on the tanks from January 1, 2012 through August 31, 2015 that are not being provided in response to questions 6 and 8, above. In this list:
 - a. Specify the date authorized;
 - b. Provide an identifying number;
 - c. Identify or briefly describe the approved activity (including the purpose or reasons for the activity); and
 - d. Provide the date the activity began and ended.
10. Describe NuStar's operation and maintenance procedures for all tanks which stored gasoline at any time between January 10, 2008 through August 31, 2015. Provide copies of all written operation and maintenance procedures.
11. For the time period prior to September 1, 2015 while NuStar owned and/or operated the facility, provide copies of all tank inspection procedures not previously submitted in response to question 7, above.
12. For the time period prior to September 1, 2015 while NuStar owned and/or operated the facility, provide a diagram of Tank 2006 showing the construction of Tank 2006 including, but not limited to, the internal floating roof and all gaskets, seals, columns, bolts, guidepoles, vents, and openings (describe type of opening). The diagram should indicate the relative size of the various tank components.
13. For the period from January 1, 2012 through August 31, 2015 and for each loading rack and vapor collection and control system at the facility:
 - a. Describe the design of the loading rack and vapor collection and control system and provide a block flow diagram of the system. Include, but do not limit your answers to:

- i. a description of the gases that were vented to the control system and from which processes they came;
 - ii. the approximate frequency of venting to the control system (e.g., continuous, intermittent, emergency, unit leaks, etc.);
 - iii. Type of vapor combustor or flare used;
 - iv. Vapor combustor manufacturer and model, design and operation specifications from the manufacturer;
 - v. Construction and installation date of the collection and control system and the loading racks; and
 - vi. Location and description of all continuous monitoring system (CMS) devices and date(s) they were installed;
- b. Provide, for the period from January 1, 2012 through August 31, 2015, the gasoline throughput in gallons per day (total of all racks). Gallons per day should be calculated by summing the current day's throughput, plus the throughput for the previous 364 days, and then dividing that sum by 365;
 - c. Provide, for the period from January 1, 2012 through August 31, 2015, the monthly and 12-month annual amount of gasoline loaded out at each loading rack in gallons, determined at the end of each month, required to be kept by Sections D.1.1 and D.1.8 of your Federally Enforceable State Operating Permit (FESOP) Operation Permit number F063-33482-00027;
 - d. For the period from January 1, 2008 through August 31, 2015, provide the results of all testing conducted for any purpose at the outlet of the vapor control system (e.g., even if conducted for internal purposes and not to comply with your permit) to determine volatile organic compound (VOC) emissions and/or hazardous air pollutant (HAP) emissions in order to demonstrate compliance with D.1.1 of the facility's FESOP;
 - e. Provide, for the period from January 1, 2012 through August 31, 2015, the monthly and annual emissions of VOC and HAP from the loading rack, required to be kept by Section D.1.1 of the FESOP. Include all background documents, calculations and a description of the methods used to calculate the emissions used to determine the emissions;
 - f. For the period from January 1, 2008 through August 31, 2015, provide the results of all testing conducted for any purpose (e.g., even if conducted for internal purposes and not to comply with your permit) to determine the emissions of total organic carbon (TOC) in mg/l of gasoline loaded into gasoline cargo tanks at the loading rack in order to determine compliance with 40 C.F.R. Part 63, Subpart BBBBBB using the test methods in 40 C.F.R. § 63.11092;
 - g. For each performance test submitted in response to item 13f., above, conducted to meet the requirements of 40 C.F.R. Part 63, Subpart BBBBBB, provide the monitored operating parameter value you determined for the vapor processing system in accordance with 40 C.F.R. § 63.11092(b);
 - h. For the period from January 1, 2012 through August 31, 2015, provide copies of the continuous monitoring data for temperature or pilot flame presence, required to be kept by 40 C.F.R. § 63.11094(f)(1);

- i. For the period from January 1, 2012 through August 31, 2015, provide a copy of the monitoring and inspection plan that describes how you would meet the requirements of 40 C.F.R. § 63.11092(b)(1)(iii)(B)(2)(i) through (v); and
 - j. Provide the names and addresses of the owners of all cargo tanks into which you loaded gasoline for the period from January 1, 2012 through August 31, 2015, and provide the date of each loading.
- 14. For the period from January 1, 2012 through August 31, 2015, provide the documentation file of test results for each gasoline cargo tank loading at the facility, required to be kept by 40 C.F.R. § 63.11094(b) and as specified in 40 C.F.R. § 63.11094(b)(1) through (3), as applicable:
 - a. Annual certification testing performed under 40 C.F.R. § 63.11092(f)(1) and periodic railcar bubble leak testing performed under 40 C.F.R. § 63.11092(f)(2);
 - b. The documentation file for each gasoline cargo tank loading;
 - c. If you complied with the alternative requirements in 40 C.F.R. § 63.11088(b), records documenting that you verified the vapor tightness testing according to the procedures referenced in 40 C.F.R. §§ 63.11088(b) and 63.422(e); and
 - d. If you were complying with the alternative procedures in 40 C.F.R. § 63.11094(c), provide all notifications made to the EPA and/or the Illinois Environmental Protection Agency required by 40 C.F.R. § 63.11094(c). If no such notifications were made, please so state.
- 15. For the period from January 1, 2012 through August 31, 2015, describe your equipment leak inspection and repair program and provide the following information in relation to your leak inspection and repair program:
 - a. Copies of any written procedures for the program;
 - b. Copies of records describing the types, identification numbers, and locations of all equipment in gasoline service. Explain how equipment “in gasoline service” was determined; and
 - c. Copies of the log books or records documenting all leak inspections and repair of equipment in gasoline service for the period from January 1, 2012 through August 31, 2015.
- 16. For the period from January 1, 2012 through August 31, 2015:
 - a. Provide copies of records of the occurrence and duration of each malfunction of operation (i.e., process equipment) or the vapor collection and control and monitoring equipment at the facility; and
 - b. Provide records of any actions taken during periods of malfunction to minimize emissions, including corrective actions to restore malfunctioning process and air pollution control and monitoring equipment to its normal or usual manner of operation.
- 17. Provide the facility’s annual emission reports and/or records for the period from January 1, 2012 through August 31, 2015. Provide all background documents, calculations and

assumptions used to determine the annual emissions from each tank, process and the entire facility.

18. For the period from January 1, 2012 through August 31, 2015 and to the extent not provided in answer to question 17, above, provide a full description of your method of determining the annual emissions from each tank at the facility. Specify the emission factors used, the origin of the emission factors, any software used for calculations and provide and explain all inputs used for the calculations. Explain all assumptions.
19. To the extent not provided in response to questions 17 and 18, above, provide storage tank emission results for all VOCs and HAPs using emission estimating software such as TankESP for calendar years 2013, 2014 and 2015. The latest software models should be used.
20. Provide a copy of the Initial Notification that you submitted in accordance with 40 C.F.R. §§ 63.11093(a) and 63.9(b). If no Initial Notification was submitted, so state.
21. Provide a copy of the Notification of Compliance (NOC) Status that you submitted in accordance with 40 C.F.R. § 63.11093(b). If no NOC was submitted, so state.
22. For the period from January 1, 2012 through August 31, 2015, provide copies of all semiannual compliance reports, excess emission reports, semiannual malfunction reports and quarterly FESOP reports you submitted to the EPA and/or IDEM pursuant to 40 C.F.R. § 63.11095(a), (b) and (d) and the FESOP.

Appendix C

Confidential Business and Personal Privacy Information

Assertion Requirements

You may assert a business confidentiality claim covering any parts of the information requested in the attached Appendix B, as provided in 40 C.F.R. § 2.203(b).

Emission data provided under Section 114 of the CAA, 42 U.S.C. § 7414, is not entitled to confidential treatment under 40 C.F.R. Part 2.

“Emission data” means, with reference to any source of emissions of any substance into the air:

Information necessary to determine the identity, amount, frequency, concentration or other characteristics (to the extent related to air quality) of any emission which has been emitted by the source (or of any pollutant resulting from any emission by the source), or any combination of the foregoing;

Information necessary to determine the identity, amount, frequency, concentration or other characteristics (to the extent related to air quality) of the emissions which, under an applicable standard or limitation, the source was authorized to emit (including to the extent necessary for such purposes, a description of the manner and rate of operation of the source); and

A general description of the location and/or nature of the source to the extent necessary to identify the source and to distinguish it from other sources (including, to the extent necessary for such purposes, a description of the device, installation, or operation constituting the source).

40 C.F.R. § 2.301(a)(2)(i)(A), (B) and (C).

To make a confidentiality claim, submit the requested information and indicate that you are making a claim of confidentiality. Any document for which you make a claim of confidentiality should be marked by attaching a cover sheet stamped or typed with a caption or other suitable form of notice to indicate the intent to claim confidentiality. The stamped or typed caption or other suitable form of notice should employ language such as “trade secret” or “proprietary” or “company confidential” and indicate a date, if any, when the information should no longer be treated as confidential. Information covered by such a claim will be disclosed by EPA only to the extent permitted and by means of the procedures set forth at Section 114(c) of the CAA and 40 C.F.R. Part 2. Allegedly confidential portions of otherwise non-confidential documents should be clearly identified. EPA will construe the failure to furnish a confidentiality claim with your response to the Request to Provide Information as a waiver of that claim, and the information may be made available to the public without further notice to you.

Determining Whether the Information is Entitled to Confidential Treatment

All confidentiality claims are subject to EPA verification and must be made in accordance with 40 C.F.R. § 2.208, which provides in part that you must satisfactorily show that you have taken reasonable measures to protect the confidentiality of the information and that you intend to continue to do so; that the information is not and has not been reasonably obtainable by legitimate means without your consent and that disclosure of the information is likely to cause substantial harm to your business's competitive position.

Pursuant to 40 C.F.R. Part 2, Subpart B, EPA may at any time send you a letter asking that you support your confidential business information (CBI) claim. If you receive such a letter, you must respond within the number of days specified by EPA. Failure to submit your comments within that time would be regarded as a waiver of your confidentiality claim or claims, and EPA may release the information. If you receive such a letter, EPA will ask you to specify which portions of the information you consider confidential **by page, paragraph, and sentence**. Any information not specifically identified as subject to a confidentiality claim may be disclosed to the requestor without further notice to you. For each item or class of information that you identify as being CBI, EPA will ask that you answer the following questions, giving as much detail as possible:

1. For what period of time do you request that the information be maintained as confidential, e.g., until a certain date, until the occurrence of a special event, or permanently? If the occurrence of a specific event will eliminate the need for confidentiality, please specify that event.
2. Information submitted to EPA becomes stale over time. Why should the information you claim as confidential be protected for the time period specified in your answer to question number 1?
3. What measures have you taken to protect the information claimed as confidential? Have you disclosed the information to anyone other than a governmental body or someone who is bound by an agreement not to disclose the information further? If so, why should the information still be considered confidential?
4. Is the information contained in any publicly available databases, promotional publications, annual reports or articles? Is there any means by which a member of the public could obtain access to the information? Is the information of a kind that you would customarily not release to the public?
5. Has any governmental body made a determination as to confidentiality of the information? If so, please attach a copy of the determination.
6. For each category of information claimed as confidential, **explain with specificity** why release of the information is likely to cause substantial harm to your competitive position. Explain the specific nature of those harmful effects, why they should be viewed as substantial and the causal relationship between disclosure and such harmful effects. How could your competitors make use of this information to your detriment?

7. Do you assert that the information is submitted on a voluntary or a mandatory basis? Please explain the reason for your assertion. If you assert that the information is voluntarily submitted information, explain whether and why disclosure of the information would tend to lessen the availability to EPA of similar information in the future.
8. Is there any other information you deem relevant to EPA's determination regarding your claim of business confidentiality?

If you receive a request for a substantiation letter from the EPA, **you bear the burden of substantiating your confidentiality claim.** Conclusory allegations will be given little or no weight in the determination. In substantiating your CBI claim(s), you must bracket all text so claimed and mark it "CBI." Information so designated will be disclosed by EPA only to the extent allowed by and by means of the procedures set forth in 40 C.F.R. Part 2, Subpart B. If you fail to claim the information as confidential, it may be made available to the public without further notice to you.

Personal Privacy Information

Please segregate any personnel, medical and similar files from your responses and include that information on a separate sheet(s) marked as "Personal Privacy Information." Disclosure of such information to the general public may constitute an invasion of privacy.

CERTIFICATE OF MAILING

I, Kathy Jones, certify that I sent a Request to Provide Information Pursuant to the Clean Air Act by Certified Mail, Return Receipt Requested, to:

Michael P. Dillinger, Senior Counsel
NuStar Terminals Operations
Partnership L.P.
19003 IH-10 West
San Antonio, Texas 78257

I also certify that I sent a copy of the Request to Provide Information Pursuant to the Clean Air Act by First-Class Mail to:

Phil Perry, Chief
Air Compliance Branch
Indiana Department of Environmental Management

On the 3rd day of February 2017.



for: Kathy Jones, Program Technician
AECAB, PAS

CERTIFIED MAIL RECEIPT NUMBER:

7014 2870 0001 9578 8841